

United States District Court
Central District of California

In re

Case No. 5:15-cv-01672-ODW

CITY OF SAN BERNARDINO,
CALIFORNIA,

**ORDER GRANTING MOTION TO
INTERVENE [17]**

Debtor.

RAYMOND NEWBERRY; PATRICIA
MENDOZA; MARIA ABOYTIA;
JUANA PULIDO; JESUS PULIDO;
JONATHAN PULIDO; RICHARD
GONZALEZ LOZADA; MELINDA
McNEAL; BERTHA LOZADA;
MILDRED LYTWYNEC; NICHOLAS
LYTWYNEC; GLORIA BASUA;
LIZBETH BANUELOS; CARLOS
OCHOA,

Appellants,

v.

CITY OF SAN BERNARDINO,
CALIFORNIA,

Appellee,

and

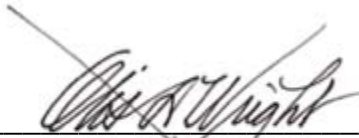
UNITED STATES OF AMERICA,
Intervenor.

1 On December 16, 2015, Intervenor United States of America moved to
2 intervene in this matter as of right pursuant to 28 U.S.C. § 2403. (ECF No. 17.) The
3 United States represents that neither Appellants nor Appellees oppose intervention,
4 and the Court has not received any opposition to the Motion to date. *See* Fed. R.
5 Bankr. Proc. 8013(a)(3)(A); C.D. Cal. L.R. 7-12. Thus, the Court hereby **GRANTS**
6 the United States' Motion to Intervene.¹ (ECF No. 17.) The United States is given
7 leave to intervene in this appeal pursuant to Rule 24 for the purpose of addressing the
8 constitutionality of 11 U.S.C. § 362 and 11 U.S.C. § 922.

9 The United States shall file its brief on the constitutionality of 11 U.S.C. § 362
10 and 11 U.S.C. § 922 on or before **February 4, 2016**. Any other party may file a reply
11 brief on or before **February 18, 2016**.

12
13 **IT IS SO ORDERED.**

14
15 January 5, 2016

16
17 

18 **OTIS D. WRIGHT, II**
19 **UNITED STATES DISTRICT JUDGE**
20
21
22
23
24
25
26

27
28 ¹ The Court deems this matter appropriate for decision without oral argument, and thus vacates the hearing on this Motion. Fed. R. Bankr. Proc. 8013(c); Fed. R. Civ. P. 78(b); C.D. Cal. L.R. 7-15.